APPENDIX

The Act of June 25, 1936, sec. 3, 49 Stat. 1928 (27 U. S. C. Supp. V, sec. 223), provides:

> (a) Whoever shall import, bring, or transport any intoxicating liquor into any State in which all sales (except for scientific, sacramental, medicinal, or mechanical purposes) of intoxicating liquor containing more than 4 per centum of alcohol by volume are prohibited, otherwise than in the course of continuous interstate transportation through such State, or attempt to do so, or assist in so doing, shall: (1) If such liquor is not accompanied by such permit or permits, license or licenses therefor as are now or hereafter required by the laws of such State; or (2) if all importation, bringing, or transportation of intoxicating liquor into such State is prohibited by the laws thereof; be guilty of a misdemeanor and shall be fined not more than $1,000 or imprisoned not more than one year, or both.
>
> (b) In order to determine whether anyone importing, bringing, or transporting intoxicating liquor into any State, or anyone attempting so to do, or assisting in so doing, is acting in violation of the provisions of this chapter, the definition of intoxicating liquor contained in the laws of such State shall be applied, but only to the extent that sales of such intoxicating liquor (except for scientific, sacramental, medicinal, and mechanical purposes) are prohibited in such State.

The laws of the State of Oklahoma provide as follows:

Okla. Stat. Annot., T. 37, § 151 (Laws 1933, ch. 153, p. 338, § 1):

> Beverages containing more than three and two-tenths (3.2%) percent alcohol by weight are hereby declared to be intoxicating; all other beverages are declared to be non-intoxicating.

Okla. Stat. Annot., T. 37, § 1 (R. L. 1910, § 3605; Laws 1933, ch. 153, p. 338, § 2):

> It shall be unlawful for any person, individual or corporation to * * * sell * * * any liquors or compounds of any kind or description whatsoever whether medicated or not which contain more than three and two-tenths (3.2%) percent of alcohol, measured by weight, and which is capable of being used as a beverage * * *.

Okla. Stat. Annot., T. 37, § 41 (Laws 1939, p. 16, § 1):

> It shall be unlawful for any person, individual or corporate, to import, bring, transport, or cause to be brought or transported into the State of Oklahoma, any intoxicating liquor, as defined by the laws of this State, containing more than four (4%) percent of alcohol by volume, without a permit first secured therefor as hereinafter provided.

Okla. Stat. Annot., T. 37, § 42 (Laws 1939, p. 16, § 2):

> Permits may be issued, as in this Act provided, for such importation and transportation of alcohol for scientific or mechanical purposes by and to such scientific institu-

tions, universities and colleges as are authorized to secure the same free of tax under the laws of the United States, and alcohol by and to hospitals and sanitariums for medicinal use in such hospitals and sanitariums, and for the importation and transportation of alcohol to and by any apothecary, druggist, pharmacist, or manufacturing agency, who shall need same for such purpose * * *. Permits may also be issued for the importation and transportation, or causing to be imported or transported into this State, of wine for sacramental purposes. No permit shall be issued to any person, or for any purpose, or for the importation of any intoxicating liquor, except as specifically authorized under this Section.

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